

House Engrossed Senate Bill

FILED

**JANICE K. BREWER
SECRETARY OF STATE**

State of Arizona
Senate
Forty-seventh Legislature
Second Regular Session
2006

CHAPTER 253

SENATE BILL 1058

AN ACT

AMENDING SECTION 15-1621, ARIZONA REVISED STATUTES; RELATING TO UNIVERSITIES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 15-1621, Arizona Revised Statutes, is amended to
3 read:

4 15-1621. Members; appointment; terms; oath; immunity

5 A. The Arizona board of regents consists of ten appointive members,
6 including two student members, and the governor and the superintendent of
7 public instruction as ex officio members.

8 B. Appointive members, except the student members, shall be appointed
9 by the governor pursuant to section 38-211. The term of each appointive
10 member, except the student members, is eight years, to begin and end on the
11 third Monday in January.

12 C. The governor shall appoint two student members to serve staggered
13 terms. Each year the governor shall designate on a rotation basis a
14 university under the jurisdiction of the Arizona board of regents to submit a
15 list of nominees for the position of student member. The associated
16 students' organization of the designated university, by majority vote of its
17 governing body, shall select three nominees for student member. The governor
18 shall consider the three nominees when making the appointment of the student
19 member but may appoint any qualified student. Before adjournment of the
20 regular session of the legislature, the governor shall submit to the senate
21 for consent of the senate the name of the nominee for student member whose
22 term is to begin on July 1. A student nominated for a full term may not
23 serve until confirmed by the senate. A student member must be a person who is
24 legally domiciled in this state and attends a university under the
25 jurisdiction of the Arizona board of regents on a full-time basis. In the
26 first year of the term the student member may exercise all rights and
27 privileges of a board member, except the right to vote. In the second year
28 of the term the student member may exercise all rights and privileges of a
29 board member, including the right to vote. The term of each student member
30 is two years, beginning on July 1. The governor may remove the student
31 members for cause. A student member who graduates with no more than seven
32 months remaining in the second year of the term may serve the remainder of
33 the term. A vacancy in the office of student member shall be filled as
34 follows:

35 1. If a vacancy occurs during the first year of a student member's
36 term, the office shall be filled for the unexpired term. A student member
37 nominated by the governor to fill a vacancy pursuant to this paragraph may
38 serve the balance of the term without being confirmed by the senate.

39 2. If a vacancy occurs during the second year of a student member's
40 term, the remaining student member shall assume all rights and privileges of
41 a board member, including the right to vote. A new student member shall be
42 nominated to a two year term to begin on July 1 as provided in this
43 subsection.

1 D. ON EXPIRATION OF THE TERM IN JANUARY 2008 OF TWO MEMBERS OF THE
2 ARIZONA BOARD OF REGENTS, THE GOVERNOR SHALL APPOINT TWO MEMBERS WHO RESIDE
3 IN A COUNTY WITH A POPULATION OF LESS THAN EIGHT HUNDRED THOUSAND PERSONS
4 PURSUANT TO SECTION 38-211. ONE MEMBER SHALL BE SELECTED FROM APACHE,
5 COCONINO, GILA, MOHAVE, NAVAJO OR YAVAPAI COUNTY AND ONE MEMBER SHALL BE
6 SELECTED FROM COCHISE, GRAHAM, GREENLEE, LA PAZ, PINAL, SANTA CRUZ OR YUMA
7 COUNTY. NOTWITHSTANDING SUBSECTION B OF THIS SECTION, THE INITIAL TERM OF
8 ONE OF THE MEMBERS APPOINTED PURSUANT TO THIS SUBSECTION SHALL BE FOUR YEARS
9 TO END AND BEGIN ON THE THIRD MONDAY IN JANUARY. THEREAFTER, THE GOVERNOR
10 SHALL APPOINT EACH MEMBER PURSUANT TO THIS SUBSECTION FOR TERMS BEGINNING ON
11 THE THIRD MONDAY OF JANUARY OF THE YEAR OF THE EXPIRATION OF THE TERM AND
12 ENDING ON THE THIRD MONDAY OF JANUARY EIGHT YEARS THEREAFTER. THIS
13 SUBSECTION DOES NOT PRECLUDE THE GOVERNOR FROM APPOINTING MORE THAN TWO
14 MEMBERS WHO RESIDE IN A COUNTY WITH A POPULATION OF LESS THAN EIGHT HUNDRED
15 THOUSAND PERSONS AT ONE TIME TO THE ARIZONA BOARD OF REGENTS. THE GOVERNOR
16 SHALL MAKE SUBSEQUENT APPOINTMENTS TO REPLACE THE TERMS OF MEMBERS PURSUANT
17 TO THIS SUBSECTION IN THE SAME MANNER.

18 ~~D.~~ E. Each appointive member of the board shall take the oath of
19 office before entering upon the duties of the member's office.

20 ~~E.~~ F. Members of the board are immune from personal liability with
21 respect to all acts done and actions taken in good faith within the scope of
22 their authority during duly constituted regular and special meetings with
23 approval of a majority of the board.

24 Sec. 2. Vacancy

25 If a term of an appointive member, except the student members, of the
26 Arizona board of regents becomes vacant before January 2008, the governor
27 shall make the appointment pursuant to section 15-1621, subsection D, Arizona
28 Revised Statutes, as amended by this act.

APPROVED BY THE GOVERNOR MAY 4, 2006.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 4, 2006.

